Item No. 202 **03.01. 2025**

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IN THE HIGH COURT AT CALCUTTA
CIVIL REVISIONAL JURISDICTION
APPELLATE SIDE

CR. 826 of 1987
IA NO: CAN 1 of 1997 (Old No: CAN 1531 of 1997)
(Not in file)
CAN 2 of 2023
CAN 3 of 2023
CAN 4 of 2023
CAN 5 of 2023

Tarapada Lal Singh & Ors.
Vs
Dharanidhar Mahata & Ors.

Mr. Chittapriya Ghosh,
Mr. Aniruddha Singha Roy,
Mr. Uttam Banerjee,
Ms. Maitrayee Chatterjee,
Mr. Kuntal Ray.
Mr. Arunesh Pathak.

.... For the petitioners.

Mr. Suryaprasad Chattopadhyay,
Mr. Satya Ranjan Kundu,
Mr. Ashit Chatterjee.

... for the opposite party Nos. 1 and 2.

1. Both the learned counsel appearing on behalf of the parties to this revisional application are present.
2. Both the learned counsel appearing on behalf of the parties are ad idem of the fact that the issue involved in this revisional application relates to the West Bengal Land Reforms and Tenancy Tribunal Act, 1997.
3. Conglomeration fact of the provisions of Sections 7,

8 and 9 of the Act clearly excludes the issues involving record of rights.

4. According to Section 9 of the Act, such record is required to be transferred to the Tribunal established under the Act for disposal in accordance with provision of this Act.
5. But in the case at hand, the revisional application had already been dismissed for default on 13.11.2007 and therefore, question of transferring the applications to the Tribunal does not arise.
6. After dismissal of the revisional application, CAN applications were filed for restoration as well as for substitution of the legal heirs of the parties to the revisional application.
7. In this trying situation, no option is left to this Court but to dismiss all the CAN applications with liberty to take steps in accordance with provisions of the Act.
8. Urgent photostat certified copy of the order, if applied for, be given to the parties on usual undertakings.
9. All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Bibhas Ranjan De, J.)